

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Stephen Borlace v Benstein Assoc Ltd Partnership**
Docket No. **285914**
L.C. No. **2007-080761-NO**

Henry William Saad, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The claim of appeal from the February 28, 2008 order granting summary disposition is
DISMISSED for lack of jurisdiction

In order to vest jurisdiction in this Court, the lower court must enter an order or series of
orders that dispose of all the claims and adjudicate the rights and liabilities of all the parties. *Children's
Hosp v Auto Club Ins Ass'n*, 450 Mich 670, 677; 545 NW2d 592 (1996). The order appealed does not
fit this definition of a final order because a third-party complaint was still pending when appellant
claimed his appeal. *Id.* See also MCR 2.604(A), MCR 7.202(6)(a)(i), and MCR 7.203(A)(1).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JAN 22 2009

Date

Sandra Schultz Mengel
Chief Clerk